



Eric Gonzalez
District Attorney

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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: **TIMI TOMACRUZ**

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

AS THE RESULT OF AN N.Y.P.D. DEPARTMENTAL TRIAL VERDICT RENDERED DECEMBER 8, 2016, POLICE OFFICER TIMI TOMACRUZ, WAS FOUND GUILTY OF THE FOLLOWING DEPARTMENTAL CHARGES:

- 1) THAT ON OR ABOUT MAY 18, 2014, P.O. TOMACRUZ DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID POLICE OFFICER DID, DURING A VERBAL ARGUMENT WITH A PERSON KNOWN TO THE N.Y.P.D. AND POINT SAID POLICE OFFICER'S FIREARM AT THAT PERSON; AND
- 2) THAT ON OR ABOUT NOVEMBER 11, 2014, P.O. TOMACRUZ DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID POLICE OFFICER, DID KICK SAID PERSON IN THE RIBS.

IN ADDITION TO THE ABOVE ALLEGATION(S), MOS WAS ALSO FOUND NOT GUILTY TO THE BELOW DISCIPLINARY CHARGES AND SPECIFICATIONS THAT WERE DISCIPLINARY CHARGES IN THE SAME ABOVE DEPARTMENTAL TRIAL:

3. ON OR ABOUT NOVEMBER 11, 2014, MOS TOMACRUZ DID GRAB SAID PERSON'S ARM AND PUSH, GRAB AND SLAP SAID PERSON;
4. ON OR ABOUT AND BETWEEN MARCH 30, 2015 AND APRIL 10, 2015, MOS TOMACRUZ ATTEMPTED TO INFLUENCE THE TESTIMONY TO BE PROVIDED BY A COMPLAINANT WHO IS AN MOS, DURING SAID COMPLAINANT'S DEPARTMENTAL INTERVIEW IN THAT HE TOLD THE COMPLAINANT WHAT HE TOLD DEPARTMENTAL INVESTIGATORS AND TOLD COMPLAINANT TO CORROBORATE HIS ACCOUNT.

ACTION TAKEN: ONE (1) YEAR DISMISSAL PROBATION AND THIRTY-TWO (32) DAYS SUSPENSION PREVIOUSLY SERVED.

CASE STATUS: CLOSED ON 12/08/2016

Disclosure # 2:

THE NYPD ENTERED A DISPOSITION OF MINOR PROCEDURAL VIOLATION, ARISING FROM AN INCIDENT DATED 6/24/16, AGAINST MOS TOMACRUZ.

1. OTHER DEPARTMENT RULES/PROCEDURES VIOLATION (UF 28 IMPROPERLY PREPARED)

CASE STATUS: CLOSED ON 01/12/2017

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 04/17/2017, AGAINST MOS TOMACRUZ:

1. DOMESTIC INCIDENT-VERBAL DISPUTE
2. FAIL TO NOTIFY IN A TIMELY MANNER - DUTY CAPTAIN/ OPERATIONS

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

CASE CLOSED ON 10/26/2017

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.

Eric Gonzalez
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